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U.S. DISTRICT COURT E.D.N.Y.

★ SEP - 8 2010 ★

FREEMAN, NOOTER & GINSBERG

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September 3, 2010 ★ SEP - 8 2010 ★

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E-MAIL: FNLAW@AOL.COMHon. I. Leo Glasser
United States District Judge
United States Courthouse
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11232**Re: United States v. Mordecai Dier**
10 CR 0431 (ILG)

Dear Judge Glasser:

We represent Mordecai Dier with respect to above caption case. Mr. Dier is a Cantor at the Flushing Fresh Meadows Jewish Center and makes this application in order to take part in services during the holidays at the Synagogue.

We respectfully request that the court modify Cantor Dier's pretrial release conditions and remove the electronic monitoring condition for the following dates and times:

ROSH HASHANAH SCHEDULE:

September 8, 2010 = Rosh Hashanah Eve - Services begin at 6:45 p.m. and his responsibilities end at 11:30 p.m.

However, Cantor Dier seeks permission to sleep at the Synagogue with his family in an apartment there as he does every year because he lives some miles away, does not drive, and has to be back at the Synagogue the following morning by 8:00 a.m.

September 9, 2010 = Cantor Dier seeks permission to remain at the Synagogue all day into the night and sleep at the Synagogue for the second night of Rosh Hashanah.

September 10, 2010 = Cantor Dier seeks permission to remain at the Synagogue all day into the night and sleep at the Synagogue on Friday night because when Rosh Hashanah ends the Sabbath begins; Mr. Dier would walk home Saturday afternoon as he does every Saturday, arriving by 4:00 p.m.

YOM KIPPUR SCHEDULE: Cantor Dier seeks permission to remain at the Synagogue from Friday September 17th at 6:00 p.m. until Saturday September 18th at 12:00 a.m. sleeping there on Friday night.

SUKKOT HOLIDAY: Wednesday Sept. 22nd
 Thursday Sept. 23rd
 Friday Sept. 24th
 Thursday Sept. 30th
 Friday October 1st

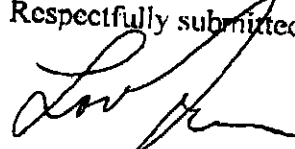
6:00 p.m. - 9:00 p.m.
 9:00 a.m. - 4:00 p.m.
 9:00 a.m. - 4:00 p.m.
 9:00 a.m. - 4:00 p.m.
 9:00 a.m. - 9:00 p.m.

For ease of reference the off monitor schedule requested is:

9/8/10 at 6:00 p.m. to 9/11/10 at 4:00 p.m.
 9/17/10 at 6:00 p.m. to 9/19/10 at 11:30 p.m.
 9/22/10 at 6:00 p.m. to 9/22/10 at 9:00 p.m.
 9/23/10 at 9:00 p.m. to 9/23/10 at 4:00 p.m.
 9/24/10 at 9:00 p.m. to 9/24/10 at 4:00 p.m.
 9/30/10 at 9:00 p.m. to 9/30/10 at 4:00 p.m.
 10/1/10 at 9:00 p.m. to 10/1/10 at 9:00 p.m.

Assistant United States Attorney, Tyler Smith consents to this request.

Respectfully submitted,


 Louis M. Freeman

LI/cr

cc: Tyler Smith (AUSA)
 Melissa Roman (P.O.)

Granted
Recorded
R

9/7/10 *USDOJ*